



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

*Dennis Waits (3rd), Chairman, Dan Tarwater (4th), Vice-Chairman,
Theresa Garza Ruiz (1st AL), Henry C. Rizzo (2nd AL), Fred Arbanas (3rd AL),
Scott Burnett (1st), James D. Tindall (2nd), Greg Grounds (5th),
Bob Spence (6th)*

Monday, January 14, 2008

2:30 PM

Second Regular Meeting

Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers

Dennis Waits, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

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2 THE PLEDGE OF ALLEGIANCE

Recited.

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3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 1/7/2008.
Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

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4 HEARINGS

None.

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5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Discussion regarding Ordinance #3969.

Dr. Paula Livingston from the Health Department, Jim Kanatzer, Prosecuting Attorney and Sgt. Rhonda Montgomery from the Sheriff's Office were present to speak on the issue.

Henry C. Rizzo, County Legislator, asked the Administration to get information on the contractual obligation Jackson County has with the City of Kansas City, Missouri regarding liquor licenses.

Theresa Garza Ruiz, County Legislator, received a 5 year service pin.

Jane Cavanaugh, Legislative Aide to County Legislator Greg Grounds, received a 5 year service pin.

Fred Arbanas, County Legislator, received a 35 year service pin.

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Dan Tarwater, County Legislator mentioned that it was also Fred Arbanas' birthday.

Bob Spence, County Legislator, mentioned the passing of Raymond Vanscoy who served on the Jackson County Planning Commission for several years.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

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[3965](#) Finance and Audit Committee moved to perfect. Consent Agenda.

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[3966](#) Anti-Drug Committee moved to perfect. Consent Agenda.

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7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

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8 RESOLUTIONS IN COMMITTEE

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[16487](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[16489](#) Public Works Committee moved do pass. Consent Agenda.

(Adopted Pending Compliance)

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[16491](#) Anti-Drug Committee moved do pass. Consent Agenda.

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[16492](#) A RESOLUTION authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2008 fiscal year, which are engaged in anti-drug treatment activities and purposes, at an aggregate cost to the County not to exceed \$2,965,378.00.

(Anti-Drug Committee - 1st. Meeting)

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[16493](#) Public Works Committee moved do pass. Consent Agenda.

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[16494](#) Scott Burnett moved to substitute Resolution #16494, authorizing the Chief Administrative Officer to execute extensions to the contracts with Asset Consulting Group, Inc., of St. Louis, MO, Hotchkiss and Wiley Capital Management, LLC of Los Angeles, CA, and Enhanced Investment Technologies, LLC of Palm Beach Garden, FL. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[16494](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Substitute of 1/14/2008. Consent Agenda.

9 CONSENT AGENDA

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[3965](#) AN ORDINANCE repealing sections 1540. and 1541., Jackson County Code, 1984, relating to the Jackson County Employees' Pension Plan, and enacting in lieu thereof two new sections relating to the same subject.

(PERFECTED)

[3966](#) AN ORDINANCE transferring \$16,457.00 within and appropriating \$164,581.00 from the unappropriated surplus of the 2008 Anti-Drug Sales Tax Fund in acceptance of a grant from the Missouri Department of Public Safety, and authorizing the County Executive to execute Cooperative Agreements with Arts Tech and Deana Bellamaganya for the Prosecuting Attorney's Office's Sentenced to the Arts program, at an aggregate cost to the County not to exceed \$164,581.00.

(PERFECTED)

[16487](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the National Council on Alcoholism and Drug Dependence, Inc., for the Community Re-entry Program at the Jackson County Detention Center, at a total cost to the County not to exceed \$15,000.00.

(ADOPTED)

[16489](#) A RESOLUTION authorizing the Director of Finance and Purchasing to make final payment on the contract with Ideker, Inc., of St. Joseph, Missouri, for the construction of Colbern Road Phase II, Project No. 2411, in the amount of \$31,996.40.

(ADOPTED)

[16491](#) A RESOLUTION authorizing the County Executive to execute extension agreements with certain outside agencies which engage in anti-drug prevention activities for the purpose of preventing illegal drug use and drug-related offenses, at an aggregate cost to the County not to exceed \$485,374.67.

(ADOPTED)

[16493](#) A RESOLUTION authorizing the County Executive to execute an Agreement for Engineering Services with TranSystems Engineering of Kansas City, MO, for the design of the Intersection Improvements, Gregory Boulevard and Lee's Summit Road Project, No. 3083, at a cost to the County not to exceed \$157,400.00.

(ADOPTED)

[16494](#) A RESOLUTION authorizing the Chief Administrative Officer to execute extensions to the contracts with Asset Consulting Group, Inc., of St. Louis, MO, Hotchkiss and Wiley Capital Management, LLC of Los Angeles, CA, and Enhanced Investment Technologies, LLC of Palm Beach Garden, FL.

(ADOPTED)

To perfect Ordinances 3965, 3966. To adopt Resolutions 16487, 16489, 16491, 16493, 16494.

Dan Tarwater moved the passage of the consent agenda. Seconded by Henry C. Rizzo. The motion passed by a roll call vote:

Yes: 9 - Theresa Garza Ruiz, Henry C. Rizzo, Fred Arbanas, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

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[3967](#)

Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 34 ± acre tract and approving the preliminary plat "Highland Estates," creating a six-lot residential subdivision.

(Land Use Committee)

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[3968](#)

Granting a conditional use permit (CUP) in District A (Agricultural) for a period of five (5) years to operate a therapeutic horseback riding center and horse boarding facility on a 10 ± acre tract .

(Land Use Committee)

The Land Use Committee will have a public hearing regarding Ordinances #3967 and #3968 on Thursday, January 31, 2008 at 1:00 P.M. at Fleming Hall.

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[3969](#)

Repealing chapters 43 and 59, Jackson County Code, 1984, relating to Massage Establishments and Pornography and enacting, in lieu thereof, one new chapter relating to Adult Live Entertainment and Adult Entertainment Businesses, consisting of 39 sections, with a severability clause, penalty provision, and an effective date.

(Legislature As A Whole)

The Legislature As A Whole Committee will have a public hearing regarding Ordinance #3969 on Tuesday, January 22, 2008 at 1:30 P.M. in the Kansas City Legislative Assembly Area.

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11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

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[16496](#)

Authorizing the County Executive to execute a Memorandum of Understanding with Carpenters' District Council of Kansas City & Vicinity regarding the terms and conditions of employment of members of its bargaining unit within the Office of the Prosecuting Attorney.

(WITHDRAWN BY SPONSOR RIZZO. CONCURRED BY GARZA RUIZ AND TARWATER.)

Resolution #16507 was adopted at this time. See page 6 for details.

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[16497](#) Authorizing the County Executive to execute a Cooperative Agreement with United Inner City Services to provide funding in the areas of emergency assistance, youth services, and day camp, at a cost to the County not to exceed \$175,538.00.

(Health and Environment Committee)

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[16498](#) Awarding a twenty-four (24) month term and supply contract with two (2) twelve month extension options for the furnishing of grass seed for use by the Parks & Recreation Department to Williams Lawn Seed of Maryville, MO, under the terms and conditions of Electronic Solicitation No. BB200746.

(Land Use Committee)

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[16499](#) Authorizing the County Executive to execute agreements with the Mid-America Regional Council to subcontract with certain outside agencies funded by the County's Health Fund, for various public health purposes, at an aggregate cost to the County not to exceed \$265,943.00.

(Health and Environment Committee)

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[16500](#) Bob Spence moved the passage of Resolution #16500, authorizing the Director of Finance and Purchasing to make final payment on the contract with Amino Brothers Company, Inc., of Kansas City, KS, for the construction of North-South Liggett Road Project, No. 3053, in the amount of \$500.00. Seconded by Henry C. Rizzo.

Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

(Adopted Pending Compliance)

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[16501](#) Authorizing the County Executive to execute a Cooperative Agreement with the University of Missouri Extension Council of Jackson County to assist in providing secretarial salaries, office facilities, telephone, postage, travel, equipment, printing, and supplies to support extension staff in programs and services for citizens of Jackson County, at a cost to the County not to exceed \$165,280.00.

(Finance and Audit Committee)

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[16502](#) Authorizing the County Executive to execute a Cooperative Agreement with the Soil and Water Conservation District of Jackson County to provide education and information on soil and water conservation at a cost to the County not to exceed \$19,092.00.

(Public Works Committee)

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- [16503](#) Authorizing the County Executive to execute Cooperative Agreements with the Mid-America Regional Council for various public purposes funded by the County's General and Health Funds, at an aggregate cost to the County not to exceed \$210,377.00.
(Health and Environment Committee)
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- [16504](#) Authorizing the County Executive to execute Cooperative Agreements with certain outside agencies funded by the County's General Fund, for various public purposes, at an aggregate cost to the County not to exceed \$128,625.00.
(Finance and Audit Committee)
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- [16505](#) Authorizing the County Executive to execute Cooperative Agreements with certain outside agencies funded by the County's Park Fund, for various parks and recreation public purposes, at an aggregate cost to the County not to exceed \$53,800.00.
(Land Use Committee)
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- [16506](#) Authorizing the County Executive to execute Cooperative Agreements with certain outside agencies funded by the County's Health Fund, for various public health purposes, at an aggregate cost to the County not to exceed \$1,993,272.00.
(Health and Environment Committee)
Fred Arbanas made comments regarding Standing and Special Committees for the County Legislature.
No objection to the consideration of Resolution #16507 - not on printed agenda.
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- [16507](#) James D. Tindall moved the passage of Resolution #16507, amending Rule Nine of the Rules of the Legislature relating to Standing and Special Committees. Seconded by Henry C. Rizzo.
Yes: 8 - Theresa Garza Ruiz, Henry C. Rizzo, Scott Burnett, James D. Tindall, Dennis Waits, Dan Tarwater, Greg Grounds and Bob Spence
Absent: 1 - Fred Arbanas
(ADOPTED)
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12 COUNTY EXECUTIVE ORDERS

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[08-01](#)

I hereby make the following appointments to the Pension and Retirement Review Task Force for the purpose of examining the current Jackson County employee pension plan and structure and to present to the County Legislature its findings and recommendations within 120 days of the Task Force's first meeting:

Sandra L. Schermerhorn, Chair
J. Robert Ashcroft
Forrest R. Bertsch
Michael L. Martin
Joseph William Moreland
Rochelle Neal
W. Patrick Sterner

13 UNFINISHED BUSINESS

None.

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14 NEW BUSINESS

Dennis Waits announced that the 2008 Committee Assignments will be available on January 15, 2008.

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15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until TUESDAY, January 22, 2008 at 2:30 P.M. in the Kansas City Legislative Assembly Area.

The County Legislature will meet on Tuesday since the Martin Luther King, Jr. holiday will be observed on Monday, January 21, 2008.

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